

**MEDICAL EXAMINING BOARD
MEETING MINUTES
FEBRUARY 20, 2013**

PRESENT: James Barr; Sridhar Vasudevan, MD; Kenneth Simons, MD; Gene Musser, MD; Jude Genereaux; Sandra Osborn, MD; Greg Collins; Sheldon Wasserman, MD; Timothy Westlake, MD; Rodney Erickson, MD; Suresh Misra, MD, Timothy Swan, MD

ABSENT: Mary Jo Capodice, DO

STAFF: Tom Ryan, Executive Director; Matthew C. Niehaus, Bureau Assistant; Pamela Stach (*Closed Session*), and other Department Staff

CALL TO ORDER

Dr. Sheldon Wasserman, Chair, called the meeting to order at 8:00 a.m. A quorum of thirteen (13) members was present.

ADOPTION OF AGENDA

MOTION: Dr. Kenneth Simons moved, seconded by Dr. Timothy Swan, to adopt the agenda as published. Motion carried unanimously.

APPROVAL OF MINUTES OF JANUARY 16, 2013

- Page 1 of the minutes: Note that Tom Ryan and Dr. Sridhar Vasudevan left the meeting to attend the FSMB conference
- Page 1 of the minutes: Correct “Shirley Y. Godwalla, M.D.” to “Shirely Y. Godiwalla, M.D.”

MOTION: Dr. Timothy Westlake moved, seconded by, Dr. Timothy Swan to approve the minutes of January 16, 2013 as published. Motion carried unanimously.

DLSC MATTERS

Roles and Authorities Delegated to Monitoring Liaison

MOTION: Dr. Kenneth Simons moved, seconded by Dr. Suresh Misra, to adopt the Roles and Authorities Delegated to Monitoring Liaison document. Motion carried.

Dr. Timothy Swan voted nay.

**DISCUSSION AND CONSIDERATION OF ACGME POST-GRADUATE EDUCATION
REQUIREMENT**

MOTION: Dr. Timothy Westlake moved, seconded by Dr. Suresh Misra, to seek legislation to set a minimum threshold for obtaining an unrestricted license of 2 successful years of ACGME/AOA accredited post-graduate medical education for license applicants and to revise the Temporary Education Permit

(TEP), including making it available to first-year residents. Motion carried unanimously.

PRACTICE MATTERS

Board Review of Position Statements, ALJ Decision, and Position Papers

MOTION: Dr. Gene Musser moved, seconded by Dr. Sandra Osborn, to delete the ALJ's decision regarding CRNAs. Motion carried unanimously.

MOTION: Dr. Gene Musser moved, seconded by Dr. Sandra Osborn, to delete the position statement on Physician's Duty: Information and Access to Emergency Contraception. Motion carried.

Dr. Gene Musser voted nay.

MOTION: Dr. Kenneth Simons moved, seconded by Dr. Timothy Westlake, to delete the position statement on Expedited Partner Therapy for Sexually Transmitted Diseases. Motion carried.

Dr. Gene Musser voted nay.

MOTION: Dr. Sridhar Vasudevan moved, seconded by Dr. Gene Musser, to retain the pain statement, with the intent to revisit in July, 2013. Motion carried unanimously.

FSMB MATTERS

Public Member Scholarship

MOTION: Dr. Rodney Erickson moved, seconded by Dr. Gene Musser, to authorize Mr. James Barr and/or Mr. Greg Collins to attend the 2013 annual FSMB Meeting in Boston. Motion carried unanimously.

SCREENING PANEL REPORT

Mr. Greg Collins reported nineteen (19) cases were closed. Thirteen (13) cases were opened.

CLOSED SESSION

MOTION: Dr. Sheldon Wasserman moved, seconded by Dr. Sridhar Vasudevan, to acknowledge that the Executive Director asked Board members if there was any objection to convening to closed session. Hearing no objections, the Board convened to closed session pursuant to Wisconsin State statutes 19.85(1)(a)(b)(f) and (g) for the purpose of conducting appearances, reviewing monitoring requests, requests for licensure, deliberate on stipulations, administrative warnings, proposed decisions and orders, consulting with Legal Counsel and Division of Legal Services and Compliance case status reports. The vote of each member was ascertained by voice vote. James Barr-yes; Jade Genereaux-yes; Sandra Osborn, MD-yes;

Greg Collins-yes; Timothy Westlake, MD-yes; Rodney Erickson, MD-yes; Suresh Misra, MD-yes; Timothy Swan, MD-yes; Kenneth Simons, MD-yes; Gene Musser, MD-yes; and Sheldon Wasserman, MD-yes. Motion carried unanimously.

The Board convened into Closed Session at 12:17 p.m.

SUMMARY SUSPENSION

Stephen Haughey, M.D. – 12 MED 388

MOTION: Dr. Timothy Swan moved, seconded by Dr. Kenneth Simons, that notice was given to Stephen Haughey, M.D. of the Summary Suspension proceedings pursuant to Wis. Admin. Code sec. SPS 6.05. Motion carried unanimously.

MOTION: Dr. Gene Musser moved, seconded by Mr. Greg Collins, that pursuant to 448.02(4) there is probable cause to believe that Dr. Haughey engaged in unprofessional conduct in violation of 448.02(3) as defined in Wis. Admin. Code MED 10.02 (2) (h), 10.02(2) (p) and Wis. Admin. Code 10.02 (2) (za). Motion carried unanimously.

MOTION: Dr. Timothy Swan moved, seconded by Dr. Gene Musser, that pursuant to 448.02(4) there is probable cause to believe that it is necessary to suspend the license of Stephen Haughey, M.D. to practice medicine and surgery in the State of Wisconsin immediately to protect the public's health, safety, or welfare. Motion carried unanimously.

MOTION: Dr. Kenneth Simons moved, seconded by Dr. Sandra Osborn, to Designate a Hearing Official for any Order to Show Cause Hearing in the matter of the Summary Suspension of the license of Stephen Haughey. Motion carried unanimously.

MOTION: Dr. Timothy Swan moved, seconded by Dr. Suresh Misra, to find probable cause to believe that Stephen Haughey M.D. is guilty of unprofessional conduct and therefore issue the Complaint and hold a hearing on such conduct pursuant to Wis. Stat. sec. 448.02(3) (b). Motion carried unanimously.

Paul Strapon III, M.D. – 12 MED 440

MOTION: Dr. Sandra Osborn moved, seconded by Dr. Kenneth Simons, to find probable cause to believe that Paul Strapon III, M.D. is guilty of unprofessional conduct and therefore issue the Complaint and hold a hearing on such conduct pursuant to Wis. Stat. sec. 448.02(3) (b). Motion carried unanimously.

Ms. Jude Genereaux was absent during voting and deliberation in the matter of Paul Strapon III, M.D.

MOTION: Dr. Sandra Osborn moved, seconded by Dr. Kenneth Simons, to accept the stipulation and issue the Interim Decision and Order in case number 12 MED 440, Paul Strapon III, M.D. Motion carried unanimously.

Ms. Jude Genereaux was absent during voting and deliberation in the matter of Paul Strapon III, M.D.

MONITORING MATTERS

MOTION: Dr. Sridhar Vasudevan moved, seconded by Dr. Sandra Osborn, to grant the request of Christian Reikersdorfer, M.D. to terminate the mentor requirement and for terms/conditions to be deemed satisfied. Motion carried unanimously.

MOTION: Dr. Suresh Misra moved, seconded by Dr. Gene Musser, to deny the request of Kristen D. Peterson, M.D. for reduction in drug and alcohol screens.
Reason for Denial: Insufficient time under Board Order. Motion carried unanimously.

MOTION: Ms. Jude Genereaux moved, seconded by Dr. Sandra Osborn, to grant the request of John G. Schuetz, M.D. for removal of limitation/return to full licensure. Motion carried.

Dr. Suresh Misra and Dr. Sridhar Vasudevan voted nay.

MOTION: Dr. Timothy Westlake moved, seconded by Dr. Suresh Misra, to deny the request of Lawrence J. Williamson, M.D. for permission to apply for licensure after surrendering. **Reason for Denial:** Has not provided sufficient evidence that he can practice with reasonable skill and safety. Motion carried unanimously.

Ms. Jude Genereaux left the meeting at 1:56 p.m. and abstained from voting and deliberation in the matter of Lawrence J. Williamson, M.D.

DELIBERATION OF PROPOSED STIPULATIONS AND INTERIM DECISIONS AND ORDERS

MOTION: Dr. Kenneth Simons moved, seconded by Dr. Gene Musser, to accept the stipulation and issue the Interim Decision and Order in case number 12 MED 388 – Carol Haughey, P.A. Motion carried unanimously.

DELIBERATION OF PROPOSED STIPULATIONS AND FINAL DECISIONS AND ORDERS

MOTION: Dr. Gene Musser moved, seconded by Dr. Suresh Misra, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Orders in the disciplinary proceedings against Charles D. Pratt, M.D. (12 MED 173.) Motion carried unanimously.

MOTION: Dr. Kenneth Simons moved, seconded by Dr. Suresh Misra, to reject the Findings of Fact, Conclusions of Law, Final Decision and Orders in the disciplinary proceedings against Noemi A. Prieto, M.D. (12 MED 188.) The

Board remands the stipulation to the Division of Legal Services and Compliance for further action. Motion carried unanimously.

MOTION: Dr. Gene Musser moved, seconded by Dr. Suresh Misra, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Orders in the disciplinary proceedings against Erik Brekke, M.D. (12 MED 258.) Motion carried unanimously.

MOTION: Dr. Gene Musser moved, seconded by Dr. Kenneth Simons, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Orders in the disciplinary proceedings against Thomas A. Londergan, M.D. (12 MED 258.) Motion carried unanimously.

MOTION: Dr. Suresh Misra moved, seconded by Dr. Gene Musser, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Orders in the disciplinary proceedings against James J. Young, M.D. (12 MED 166.) Motion carried unanimously.

Dr. Timothy Swan recused himself from voting and deliberation in the matter of James J. Young, M.D.

MOTION: Dr. Kenneth Simons moved, seconded by Dr. Rodney Erickson, to reject the Findings of Fact, Conclusions of Law, Final Decision and Orders in the disciplinary proceedings against Dorothy Novak, M.D. (12 MED 303.) The Board remands the stipulation to the Division of Legal Services and Compliance for further action. Respondent must demonstrate current competence through successful completion of the emergency medicine oral examination, if eligible, or other equivalent. Motion carried.

Dr. Sridhar Vasudevan voted nay.

MOTION: Dr. Timothy Swan moved, seconded by Dr. Kenneth Simons, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Orders in the disciplinary proceedings against Victoria J. Mondloch, M.D. (09 MED 258 & 10 MED 363.) Motion carried unanimously.

DELIBERATION OF COMPLAINTS FOR DETERMINATION OF PROBABLE CAUSE

MOTION: Dr. Timothy Swan moved, seconded by Dr. Suresh Misra, to find probable cause to believe that Hanan Mahmoud Tosson, M.D. is guilty of unprofessional conduct and therefore issue the Complaint and hold a hearing on such conduct pursuant to Wis. Stat. sec. 448.02(3) (b). Motion carried unanimously.

MOTION: Dr. Kenneth Simons moved, seconded by Dr. Gene Musser, to find probable cause to believe that Carla A. Johnson, D.O. is guilty of unprofessional conduct and therefore issue the Complaint and hold a hearing on such conduct pursuant to Wis. Stat. sec. 448.02(3) (b). Motion carried unanimously.

DELIBERATION OF ADMINISTRATIVE WARNINGS

MOTION: Dr. Timothy Swan moved, seconded by Dr. Kenneth Simons, to issue an administrative warning in the matter of case number 12 MED 076. Motion carried unanimously.

Dr. Timothy Westlake left the meeting at 3:04 a.m.

CASE CLOSINGS

MOTION: Dr. Gene Musser moved, seconded by Mr. Greg Collins, to close the case #12MED383 for No Violation (NV). Motion carried unanimously.

MOTION: Dr. Sandra Osborn moved, seconded by Dr. Kenneth Simons, to close the case #12MED112 for Prosecutorial Discretion (P7). Motion carried unanimously.

MOTION: Dr. Sandra Osborn moved, seconded by Mr. James Barr, to close the case #12MED295 for Prosecutorial Discretion (P2). Motion carried unanimously.

Dr. Kenneth Simons recused himself from deliberation and voting in the matter 12MED295

MOTION: Dr. Suresh Misra moved, seconded by Mr. James Barr, to close the case #12MED267 for No Violation (NV). Motion carried unanimously.

MOTION: Dr. Kenneth Simons moved, seconded by Dr. Sridhar Vasudevan, to table the case #12MED296 until the March meeting of the Medical Examining Board. Motion carried unanimously.

MOTION: Dr. Sridhar Vasudevan moved, seconded by Dr. Suresh Misra, to close the case #12MED363 for Prosecutorial Discretion (P1). Motion carried unanimously.

MOTION: Dr. Gene Musser moved, seconded by Dr. Kenneth Simons, to close the case #12MED324 for No Violation (NV). Motion carried unanimously.

MOTION: Dr. Suresh Misra moved, seconded by Dr. Timothy Swan, to close the case #12MED062 for Insufficient Evidence (IE). Motion carried unanimously.

Dr. Gene Musser recused himself from deliberation and voting in the matter 12MED062

RATIFY ALL LICENSES AND CERTIFICATES

MOTION: Dr. Gene Musser moved, seconded by Dr. Timothy Swan, to ratify all licenses and certificates as issued. Motion carried unanimously.

RECONVENE TO OPEN SESSION

MOTION: Dr. Timothy Swan moved, seconded by Mr. James Barr, to reconvene into open session. Motion carried unanimously.

The Board reconvened into Open Session at 3:20 p.m.

ADJOURNMENT

MOTION: Dr. Sridhar Vasudevan moved, seconded by Dr. Suresh Misra, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 3:20 p.m.